App. F. IX-4 P 23 E

Previous References. 1944 (VP)

VP File No. 69-44
Serial Nos. 1, 2

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 to.

Part B for July 45

SUBJECT

Transferring assets of certain VPO & H.A. cancelled.

The compilation G.I. of
L 6266 dated 20.2.45
Amends Rules & notifies

9/3

2640
L

Continuation Sheet. VP File No. / Current No. of 44 Page.

Letter no A1-32/44 dated 17-10-44 from the president Hindustan Aircraft Sanitary Board requesting in the circumstances stated to authorise the Board to get the funds and properties of the Village Panchayats which are included in the Sanitary Board, as the Panchayats have ceased to function consequent on the formation of the said Board.

1) Section 58-B of the Village Panchayat Act under which the Sanitary Boards and Town Boards are constituted is silent about the transfer of the assets and liabilities of the Village Panchayats that would cease to function after the constitution of the Town or Sanitary Boards. As the Town or Sanitary Boards would take all the responsibilities of the Village Panchayats which would cease to function, it is equitable that the former bodies should be allowed to succeed to the assets and liabilities of the Village Panchayats.

2) The president, Hindustan Aircraft Sanitary Board has requested Sanction for transferring to the Board the funds and properties of the Village Panchayats and for authorising the Board to collect all arrears and dues payable to the Panchayats when

they were in existence. It is possible that, while collecting the arrears due to the Village Panchayets, the Sanitary Board may get into legal complications, if there is no legal provision (in the V.P. Act) for the purpose. In view of this, it is perhaps necessary to amend Section 58 B Sanitary.

3) The R.C. may also be consulted on the proposal.

4) [If considered necessary, the Cash balances of the Village Panchayets may be ordered to be transferred to the Board even before the V.P. Act is amended.]

26.10.44 5) The Law section may be consulted if it would be in order to transfer the assets & liabilities of the 35 village Panchayets to the Sanitary Board and Constituted

6) A copy of the letter may be sent to the Revenue Secy. requesting him to furnish his views as to whether it is not necessary to amend the V.P. Act as suggested above (A)

Lawley 27.x.44

27-10-44 Pl. put up [illegible]

SECY. LAW DEPT. 2140 27 OCT. 1944 GOVT OF MADRAS

Transferring the assets of certain VPs to the HAS.B.

2160/L

Continuation Sheet. VP File No. 3985/44 Current No. of 44 2645 Page.

1) Submitted with a draft letter to the R.C. After the letter is issued this will be sent to the Law Section for opinion.

16/11/44

8) [illegible]

[illegible]

TYPING SE... N
17 NOV. 1944
GEN. &...TT.

[illegible]

No L 4835 dt 20-11-44

[illegible]

Submitted [illegible]

10) I shall kindly be requested to [illegible]

Asst Secy, Law Section [illegible]

[illegible]

[illegible]

[

Transferring the affairs of certain VPs to H.A.S.B.

C. F. 69] (1)

Continuation Sheet. VP File No. / Current No. 2640/1 of 44 4534/44 Page.

Notification no L-7346/VP 63-43-2 d 19-1-44 Constituting the Hindustan Aircraft Sanitary Board is placed below

(2) A copy of the V.P. Manual is put up for reference and return ... (x C.A.S this is the only copy available it may kindly be returned very early)

Kum 6/12/44 DM

Supdt proln Br W/c)

Submitted- (14)

With ref to para 5, the Hindustan Aircraft Sanitary Board is constituted under s. 58 B of V.P. Act and S. 102 1 ... of D.I. Bd Act. (vide No. L-7346. V.P. 63-43-2d-19-1-44 flagged B) These sections by themselves do not provide for transfer of V.P. funds, but provide for framing of rules thereof separately

Kind ref is invited to cl(12) of the Rules which states what constitutes the Board Fund and cl(14) refers to the recovery of amounts due to the Board Fund. The rules are not clear as to whether the Board Funds under cl(12) will include the arrears due to the V.P.s at the time of the constitution of the Sanitary Board & cl(12) a may perhaps, have to be amended to include these V.P. funds at said properties and thus avoid all the legal complications as suggested MWH apprehended in the P.U.D.

8.12.44.

W.

From Map D it is clear that the 31 villages mentioned in the Schedule thereto are now under the jurisdiction of the Hindustan Aircraft Sanitary Board

Prior to that, the said villages were, as is presumed from the P.O.D, under the jurisdiction of the Bangalore District Board & the Panchayats of Kodihalli etc

Thus, from the facts noted above, the Govt, by virtue of the Notification Map D, have on 19.1.44, transferred the jurisdiction over the said 31 villages, from the District Board & the village Panchayats, to the Hindustan Aircraft Govt Sanitary Board. But while doing so, have not specially notified in Map D about the transfer of the assets & liabilities of the ~~Hindustan Aircraft Sanitary Board~~ from the District Board of Bangalore & the village Panchayat of Kodihalli etc, so far as these 31 villages are concerned, to the newly Constituted Board.

I therefore think, from the facts now before me, that Govt should issue another Notification making the facts noted above clear; & make rules under the said Notification under Sec 58 B of the D.P. Rules, empowering the Newly Constituted District Board to recover arrears due to the said villages & to former Board, & for the transfer of moneys etc from the former Board to the Newly Constituted Board.

WD 0726—GPB—25,000—15-9-44

Transferring the assets of certain VPs to H.A.S. Board

according to Rule 12 (Flg D) moving by transfers par Govt, is an item, which goes to constitute the Board income from the New Constituted Board. Hence Govt may give the powers of the Board of the former Board to the latter Board, & also the power to recover arrears due to the former Board; by ~~framing~~ framing further Rules must be Notified at Flag A already issued, or must a New Notification 5768 be issued for which purpose quote clear

Law Secretary) 3
21/1/45

L.S.G.Br) Cus
22-1-45

The views of the Law Section are Subtd for perusal. The R.C. also thinks that has Suggested that a Rule empowering the Board to collect all amounts due to the Village Panchayats, when they were functioning, may be added to the existing Rules. In view of the above Suggestions, a clause may be added to rule 12 of the Rules constituting the Hindustan Aircraft Sanitary Board. Subtd with a draft Notification

30/1/45 The Advocate General may be
31/1 Consulted in regard to the suitability of the proposed Draft Notn

Law Secy) Law
31.1.45

Cus
1-2-45

Transferring the assets of certain V.Ps to the Hindustan Aircraft Sanitary Board.

U.O. 183. dated 3/2/45

Memo

Forwarded with compliments to the Advocate-General for favour of opinion as to the suitability of the notification lurking in the file for enabling the Hindustan Aircraft-Sanitary Board to succeed to the rights and liabilities of the Village Panchayats included in the Board and to collect the arrears of taxes due to the then Panchayats

By order
for Secretary to Govt
Law Dept.

No. PD. 62/44-LS
dt 5-2-45

I have gone thro' the draft notifn. & I find that it is quite in order & suited to the necessities of the case.

C.L. Gouda 5/2/45
A.G.

6-2-45

The draft notification may therefore be approved

Lawsec) 6/2/45

6-2-45

6-2-45

8.2.45

12-2-45

OFFICE OF THE MINISTER FOR L. S. G. & P. H.
Date 12.2.45
No. 6113
DRAFTING SECTION
1945
GEN. & REV. SECTT.

A

To

The Compiler Mysore Gazette

No L 8266 d 20-2-45

forwards a notification for publication

B

The notification has appeared in the Gazette dated 1-3-45

3825 / 41389

C. F. 74.]

Recovery of arrears due to the Hindustan Aircraft-Sanitary Board 5403/44

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Letter no A.S. 1882/44.45 dated 1-12-44 from the Rec. Comm suggesting to add a rule to the Rules constituting the Hindustan Aircraft-Sanitary Board empowering the Board to collect all amounts due to the V.Ps when they were functioning

Letter no A.S. 1882/44-45 dated 2-1-44 from the R C forwarding certain references recd from the D C. Bangalore West- and Soliciting orders of Govt- on the subject-

The main file on the subject has been transferred to the Law Section for opinion. They will be requested to kindly return the same with opinion for taking further action. Vetted by Law 4/1/45 JM

The file in question may be kindly returned very early

Asstt Secy Law Dept

10.26

Dr 5/1/45

N.B.— Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

2640/L

No: Office of the President,
Hindustan Aircraft Sanitary Board,
Bangalore, 17th October 1944

SECY. LAW DEPT.
12 OCT 1944
GOVT OF MYSORE

From

P. H. Krishna Rao, Esq., M.A.
President, Hindustan Aircraft
Sanitary Board, Bangalore

To

C. Narayanaswamy Naidu, Esq., B.A.,B.L.,
Secretary to Government, Law Department,
Bangalore.

Sir,

Adverting to Government Notification No: L.7346/V.P. 63-43-2 dated the 19th January 1944 regarding the constitution of the Hindustan Aircraft Sanitary Board, Bangalore, I have the honour to state that a special Board distinct from and independent of the Bangalore District Board on the one hand and the Panchayats of Kodihalli and other villages on the other was formed, including within its jurisdiction thirtyone villages. The Panchayats cannot therefore function now either under the Village Panchayat Act or the District Board Act. The property of the Village Panchayats and the funds at their credit have to be made over to the new Board for proper and efficient administration. But the rules issued under the Notification cited above are silent about the transfer of the funds and properties of the village Panchayats to the Board. The Comptroller in his letter No. 127/B.II dated the 8th September 1944 to the Deputy Commissioner, Bangalore District (copy enclosed) has urged this point and wants a clear Government Order. The Board is unable to get these properties and funds in the absence of an authority from Government and cannot undertake improvement works in the villages included in the Board area. I request you therefore to kindly obtain sanction of Government for transferring to the Board the funds and properties of the Village

Panchayats and for authorising the Board to collect all arrears and dues payable to the Panchayats when they were in existence.

I have the honour to be,
Sir,
Your most obedient servant,

PRESIDENT

17/10

KSR.

12.

Copy of letter No: 127/B.II dated 8th September 1944 from the Comptroller to Government to the Deputy Commissioner, Bangalore District.

" Re: Opening of an account in the Bangalore Taluk Treasury in the name of the President, H.A.Sanitary Board, Bangalore

In forwarding herewith a copy of letter No: H.A.F.24/44-45 dated the 15/17th August 1944 from the President, Hindustan Aircraft Sanitary Board, Bangalore, on the above subject, I have the honour to request you to kindly intimate which of the Village Panchayats are included in the above Board and the balances at credit of each of these Panchayats. Reference to Government Order if any to the effect that the cash balances at credit of these Village Panchayats to be transferred to the new Board may also be noted with a copy of the said Government Order for ready reference in this office.

The favour of an early compliance in the matter is requested"

Sd. M. R. Venkata Rao,

Asst. Comptroller.

'COPY'

PRESIDENT

KSR

13/10.

V.P.69-44-1.VP 3825/C

C. F. No. 46]

GOVERNMENT OF MYSORE

No. A5.1882/44-45. OFFICE OF the Revenue Commissioner in Mysore.

Encls. one

Date 1st December 1944.

To C.Narayanaswami Naidu,Esq.B.A.,B.L.,
Legal Remembrancer and Secretary to the
Government of His Highness the Maharaja of
Mysore, Law Department, Bangalore.

Sir,

Hindusthan Aircraft Sanitary Board- Arrears due to the Village Panchayets merged therein- Recovery of-

With reference to your letter No.L.4835 dated 20th Nov.194 on the above subject, I have the honour to state that as rules have been issued by Government in their Notification No.L. 7546-V.P.63-43-2 dated 19th January 1944, for the administration of the area comprised in the Hindustan Aircraft Sanitary Board, it is enough if another rule is ordered added to the existing rules empowering the Board to collect all amounts due to the Village Panchayets, when they were functioning, as clause 2 to section 58 B. of the Village Panchayet Act, enables Government to make rules to provide for any matter dealt with by the provisions of the Village Panchayet Act for the exempted area. In this view, I think there is no need to amend the Village Panchayet Act for this purpose.

2. In this connection, I venture to suggest that all the

L. 4835

rec. one

DD. 20th NV. 1944.

To

The Rev. Comer

13

Sir,

I am directed to forward herewith a copy of letter no AS-32/44-45 d 17-10-44 from the President re the proposal to transfer the assets of the Village Panchayats which have now been included in the Hindustan Aircraft Sanitary Board, received from the president of the said Board and to request you to furnish your opinion as to whether it is not necessary to amend the Village Panchayat Act to enable the Board to recover the arrears of taxes Etc due to the then Panchayats and to avoid legal complications that may arise subsequently.

I have Etc

for Secy to Govt
Law Dept

assets and liabilities of the Village Panchayets may be transferred to the Hindustan Aircraft Sanitary Board as this point has also been raised in the correspondence enclosed to your letter under reference.

I enclose herewith a copy of letter No.703/44 dated 31st October 1944 together with its enclosure, received from the Deputy Commissioner, Bangalore District soliciting instructions in this behalf.

I have the honour to be.
Sir,
Your most obedient servant,

Revenue Commissioner.

Letter No.703/44 dated 31-10-1944 ,from the Deputy Commissioner, Bangalore,.

Transfer of amounts at the credit of the Village Panchayets to the Sanitary Board.

In enclosing herewith copy of letter No.H.A.F.14/44 dated 14-8-44, received from the President of the Hindustan Air craft Board asking for the transfer of the Funds of the several Village Panchayets included in the Sanitary Bord Area as per G.O. No.L.7346/V.P.63-43-2 dated 19-1-1944, I have the honour to state that it is reported by the Sub Division Officer, Bangalore that including old arrears, a sum of Rs 1295/- is at the credit of the concerned Village Panchayets and recommends that the above amount may be transferred to the Sanitary Board. The Commitments of the several Village Panchayets are also noted in the enclosed statement.

In the circumstances, I request the favour of orders in the matter of transfer of Funds to the Hindustant Air craft Sanitary Board subject to the Board taking up all the liabilities. The report of the Sub Division Officer is enclosed for favour of reference.

Statement showing the cash balance at the credit of the Several village panchayt funds as stood on 1-7-44 and the Commitment of the V.P.s as called in Memo No.M7.703-74/44-45 dated 24-8-44 of the Deputy Commissioner, Bangalore District.

Sl.No.	Name of the V.P.	Amount at Credit on 1-7-44.	Commitments of the Village Panchayet.	Remarks.
1.	Ijipura	241-4-6.	1,500- 0- 0	Two wells repairs to V.P. Hall.
2.	Agara.	342- 9-6.	300- 0- 0	Street light bills etc.,.
3.	Seenivagalu.	71-15-5	400- 0- 0	Drainage work.
4.	Iblur.	14-13-4	500- 0- 0	A well and Road work.
5.	Hakkasandra.	203- 2-3	500- 0- 0	Pergolla & V.P. Hall.
6.	Vibhuthipura.	62- 2-11	700- 0- 0	Road work and wel work.
7.	Doddanekkundi.	16- 8-10	400- 0- 0	Approach road.
8.	Byrasandra.	do.	do	do
9.	Mahadevapura.	135- 8- 0	-	
10.	Srinivasapura.	15- 8- 0	..	..
11.	Chinnappanahalli.	..	..	..
12.	Ambalipura.	15-0-0	..	..
13.	Kaikondahalli.	49-13- 7	50- 0- 0	..
14.	Bodanahalli.	33- 0- 0	..	..
15.	Devarabisanahalli.	283-4-10	350- 0- 0	A.K.well etc.,.
16.	Panathur.	231-11-3	50- 0- 0	
17.	Mannekolala.	430-12-11.	300- 0- 0	Well work.

		Amount at credit.	Commitments of the V.P.	Remarks.
18.	Kempapura.	150- 8- 0	15- 0- 0	Commission & contingency
19.	Challaghatta.	569-14- 5	25- 0- 0	do.
20.	Belur Nagasandra.	282-15-8	25- 0- 0	do.
21.	Belur.	415- 4- 0	20- 0- 0	do.
22.	Kadabisanahalli.	25-0- 0	20-0- 0	
23.	Bellandur.	662-14- 7	620- 0- 0	do. & village extension.
24.	Kariyannana Agrahar.	129- 8-0	20- 0- 0	do.
25.	Marathahalli.	244- 11- 0	20- 0- 0	Well works.
26.	Yemalur.	845- 5- 6	900- 0- 0	For a V.P. hall.
27.	Kodihalli.	200- 4- 0	100- 0- 0	For a culvert.
28.	Konenaagrahara.	1- 1- 6	1,000-0- 0	Drainage V.P.Hall Refund of advance.

Leaving the commitment of individual Village Panchayets including the arrears a sum of Rs 2,185/-is available at the end of- July 1944 at the credit of Village Panchayets.

C o p i e s.

For Revenue Commissioner

C. F. No. 46]

GOVERNMENT OF MYSORE

No. A5-1882/44-45.
Encls. 3

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE: BANGALORE.

Date 29th December 1944.

To
C. NARAYANASWAMI NAIDU, Esq., B.A., B.L.,
Legal Remembrancer & Secretary to the Government
of Mysore, Law Department, Bangalore.

Sir,

Hindusthan Aircraft Sanitary Board - Arrears due to the Village Panchayets' merged therein - Recovery of .

I have the honour to invite kind reference to my letter of even No. dated 2-12-44 on the above subject and request you kindly intimate the order of Government on the points referred to therein.

2). I also enclose a copy of the Bangalore Deputy Commissioner's letter No. MZ-C.703/44-45 dated 13-12-44 together with its enclosure, since received from him on the same subject.

I have the honour to be,
Sir,
Your most obedient servant,

REVENUE COMMISSIONER.

ALJ.

COPY of letter No.M7-C.703/44-45 dated 13-12-1944 from the Deputy Commissioner, Bangalore: to the Revenue Commissioner.

- - -

Hindustan Aircraft Sanitary Board - Transfer of records of . --

In continuation of this office letter of even number dated the 3rd November 1944 seeking orders in the matter of transfer of funds of village panchayets included in the Hindustan Aircraft Sanitary Board area to the said Board, I have the honour to enclose herewith the report No.B4-129 dated 8th Dec. 1944 - received from the Sub Division Officer, Bangalore suggesting that all the records relating to the previous improvement works-pending might be transferred to the said Board. Since the Board is hereafter responsible for the various improvement - works to be effected in the Board area, I request the favour of early orders in the matter of transfer of all funds together with the liabilities of the village panchayets connected with the villages included in the Sanitary Board Area.

-----COPY-----

Recorded

For Revenue Commissioner.

alj.

Dpl 38/44-45

Office of the Amildar
Bangalore South Taluk
Dated Bangalore 24th Nov. 44.

From
The Amildar
Bangalore South Taluk
Bangalore

To
The Deputy Commissioner
Bangalore District
Bangalore

Through the Subdivision Officer, Bangalore.

OFFICE OF THE ASSISTANT COMMISSIONER
BANGALORE
5-12-44
NO. B4
BANGALORE SUBDIVISION

Gl. 4646

Sir,

I beg to report that the President of the Hindustan Aircraft Sanitary Board has addressed me his letter no A.1-22/44 dated 27th Oct 44 requesting to transfer all the records relating to the several improvement works undertaken by the Village panchayat included in this Board and to enclose herewith a statement showing the details of each work for kind perusal and orders in the matter. There are 9 improvement works and Eight Well works out of which three works have been completed, 6 works are in progress and the balance of Eight works have not been started yet. The well works are being executed under the Rural Water Supply Scheme. The arrears and the Cash balances of the several Village panchayats have not been transferred to the Board till now.

Kind orders are solicited as to whether the works for which the payments have not been made in this office may be transferred for the present or to transfer all the works as desired by the President.

I beg to remain Sir,
Your most obedient servant,
G. Ramaiya
Amildar

Pr. 129/Fleet. Finance
submitted to the Deputy Commr
Bangalore Dt since the jurisdiction
over the area has been transferred to
the Sanitary Board in place of the
Village Panchayats and the Board is
responsible for all improvements,
the assets of the Village Panchayats
together with the liabilities and
the pending charges on the Village
Panchayats may be transferred to the
Board. In view of this, permission
may kindly be accorded to transfer the
pending work records to the Sanitary
Board

Sanitary Engineer

OFFICE OF THE ... 8 DEC. 1947 BANGALORE LIMITED

8191

5.12.47

Statement Showing the details of works carried out in the Several Villages of the Bungalow South Division carried out in the U.A.F. Sanitary Board Area prepared as per letter M.A-22 dated 27-10-44 from the President U.A.F. Sanitary Board.

No.	Name of village.	Name of work.	Estimated Cost.	Amount spent to date.	Amount to be paid.	Stage of each work.
(1)	Kovena Agrahara.	Pitching	Rs 322-0-0.	Rs 125-0-0.	Rs: 197-0-0	Work is nearing Completion.
(2)	Vibhuthipura.	Formation of roads.	Rs 444-0-0.	Rs 180-0-0	Rs 264-0-0	—do—
(3)	Kovena Agrahara	V.P. Stall.	Rs. 1300-0-0.	nil.	Rs 1300-0-0.	Work is Completed. Estimate has to be sanctioned.
(4)	Doddanekkundi.	Approach road.	Rs 1200-0-0.	-	Rs 1200-0-0.	Work is in progress. do —.
(5)	Jawalur	V.P. Stall.	Rs 1200-0-0.	Rs 360-0-0.	Rs 840-0-0	Work Completed. do —
(6)	Seemivagalu	Pitching.	Rs 356-0-0.	-	Rs 356-0-0.	Work not yet started.
(7)	Venkatapura	Drainage.	Rs 153-0-0	-	Rs 153-0-0.	do —.
(8)	Mastiepalya	do —	Rs 304-0-0.	-	Rs 304-0-0.	Work is nearing Completion.
(9)	Takkasandra	Pergolla.	Rs 160-0-0.	- -	Rs 160-0-0.	Work not yet Started.
(10)	Well works.					
(1)	Devarabeesanahally	A.K. Well.	Rs 590-0-0.	Rs 200-0-0.	Rs 600-0-0.	Work Completed. Estimate has to be sanctioned.
(2)	Vibhuthipura.	Villagers Well	Rs 910-0-0.	Rs 110-0-0.	Rs 800-0-0	Estimate has to be sanctioned. Work is at present stopped.
(3)	do —.	A.K. Well.	Rs 800-0-0.	-	Rs 800-0-0.	do — do —
(4)	Ijipura.	A.K. Well.	Rs 706-0-0	-	Rs 706-0-0.	Work not yet started.
(5)	Ibbalur	A.K. Well.	Rs 775-0-0.	-	Rs 775-0-0.	do —
(6)	Seemivagalu	A.K. Well	Rs 790-0-0	-	Rs 790-0-0.	do —.
(7)	Kalialipalya	A.K. Well	Rs. 796-0-0.	-	Rs 796-0-0.	do —.
(8)	Venkatapura	Villagers Well.	Rs 800-0-0.		Rs 800-0-0.	do —.

Sd/- Illegible
24-11-44. Bungalow South Division

8266-V.P. 69-44-2 Encl 2.3

20/2/41

Notification

In exercise of the powers conferred by Section 58B of the Mysore Village Panchayet Act, 1926 as amended from time to time and Section 102(1) of the Mysore Municipal Boards Act, the Govt of His Highness the Maharaja of Mysore are pleased to ~~direct that~~ amend Rule 12 of the Rules issued with notification no L7346/ VP 63-43-2 dt 19-1-44 ~~as follows~~ constituting the Hindustan Aircraft Sanitary Board as follows:-

~~The following clause shall be added as Rule (6) in place of the existing clause under Rule 12~~ Substitute the following for clause (b) of rule 12

The Board shall succeed to all assets and liabilities of the Village Panchayets in its area and shall have power to collect all amounts due to such Village Panchayets when they were functioning, as taxes due to the Board."

The existing clause (b) of the said rule shall be read as clause (c)

By order

for Secy to Govt
Law Dept

To

The Compiler Mysore Gazette for publication in the next Pt IV of the Gazette.

Memo. L-8267-9 20.2.41

Copy with R.C (2) pdt Hindustan Aircraft Sanitary Board and the DC Bangalore Dist

By order

for Secy to Govt
Law Dept